Reg. No. KL/TV(N)/1

KERALA GAZETTE

SUPPLEMENTS

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PART I

CONTENTS

GOVERNMENT OF KERALA

Home (F) Department

ORDER

G. O. (Rt.) No. 1958/83/Home. *Dated, Trivandrum, 23rd July* 1983.

The appended ordinance promulgated by the President of India on 22nd June, 1983 and published in the Gazette of India Extraordinary, Part II, Section i dated the 22nd June 1983 is republished in the State Gazette for General Information.

By order of the Governor,
S. BHAGAVATHI AMMA,
Under Secretary to Government.

Ministry of Law, Justice and Company Affairs

(Legislative Department)

New Delhi, the 22nd June, 1983/Ashadha 1, 1905 (Saka)

THE ARMS (AMENDMENT) ORDINANCE, 1983
(No. 4 of 1983)

Promulgated by the President in the Thirty-fourth year of the Republic of India

An Ordinance further to amend the Arms Act, 1959

WHEREAS, Parliament is not in session and the President is satisfied that circumstances exist which render it necessary for him to take immediate action;

NOW THEREFORE, in exercise of the powers conferred by clause (1) of article 123 of the Constitution, the President is pleased to promulgate the following Ordinance:—

1. (1) This Ordinance may be called the Arms (Amendment) Ordinance, 1983.

(2) It shall come into force at once.

2. In section 2 of the Arms Act, 1959 (hereinafter referred to as the principal Act), in subsection (1), after clause (f), the following clause shall be inserted, namely:—

'(ff) "magistrate" means an Executive Magistrate under the Code of Criminal Procedure, 1973;'

3. Section 3 of the principal Act shall be re-numbered as subsection (1) thereof and after subsection (1), as so renumbered, the following subsections shall be inserted, namely:—

(1)

"(2) Notwithstanding anything contained in subsection (1), no person, other than a person referred to in subsection (3), shall acquire, have in his possession or carry, at any time, more than three firearms:

Provided that a person who has in his possession more firearms than three at the commencement of the Arms (Amendment) Ordinance, 1983, may retain with him any three of such firearms and shall deposit, within thirty days from such commencement, the remaining firearms with the officer-in-charge of the nearest police station or, subject to the conditions prescribed for the purposes of subsection (1) of section 21, with a licensed dealer or, where such person is a member of the Armed Forces of the Union, in a unit armoury referred to in that subsection.

(3) Nothing contained in subsection (2) shall apply to any dealer in firearms or to any member of a rifle club or rifle association licensed or recognised by the Central Government using a point 22 bore rifle or an air rifle for target practice.

(4) The provisions of subsections (2) to (6) (both inclusive) of section 21 shall apply in relation to any deposit of firearms under the proviso to subsection (2) as they apply in relation to the deposit of any arm or ammunition under subsection (1) of that section".

4. Section 5 of the principal Act shall be re-numbered as subsection (1) thereof and—

(a) in subsection (1) as so re-numbered, the proviso shall be omitted;

(b) after subsection (1) as so re-numbered, the following subsection shall be inserted, namely:—

"(2) Notwithstanding anything contained in subsection (1), a person may, without holding a licence in this behalf, sell or transfer any arms or ammunition which he lawfully possesses for his own private use to another person who is entitled by virtue of this Act or any other law for the time being in force to have, or is not prohibited by this Act or such other law from having in his possession such arms or ammunition:

Provided that no firearm or ammunition in respect of which a licence is required under section 3 and no arms in respect of which a licence is required under section 4 shall be so sold or transferred by any person unless—

(a) he has informed in writing the District Magistrate having jurisdiction of the officer in charge of the nearest police station of his intention to sell or transfer such firearms, ammunition or other arms and the name and address of the person to whom he intends to sell or transfer such firearms, ammunition or the other arms, and

(b) a period of not less than forty-five days has expired after the giving of such information".

5. In section 9 of the principal Act, in subsection (1), in clause (a),—

(a) in sub-clause (i), for the words "sixteen years", the words "twenty-one years", shall be substituted;

(b) in sub-clause (ii), for the words "a term of not less than six months", the words "any term" shall be substituted; and

(c) in sub-clause (iii), for the words and figures "Code of Criminal Procedure, 1898", the words and figures "Code of Criminal Procedure, 1973" shall be substituted.

6. In section 13 of the principal Act, for subsection (2), the following subsections shall be substituted, namely:—

"(2) On receipt of an application, the licensing authority shall call for the report of the officer in charge of the nearest police station on that application, and such officer shall send his report within the prescribed time.

(2A) The licensing authority, after such inquiry, if any, as it may consider necessary, and after considering the report received under sub-section (2), shall subject to the other provisions of this Chapter, by order in writing either grant the licence or refuse to grant the same :

Provided that where the officer in charge of the nearest police station does not send his report on the application within the prescribed time, the licensing authority may, if it deems fit, make such order, after the expiry of the prescribed time, without further waiting for that report."

7. In Chapter IV of the principal Act, after section 24, the following sections shall be inserted, namely:—

"24A. (1) Where the Central Government is satisfied that there is extensive disturbance of public peace and tranquillity or imminent danger of such disturbance in any area and that for the prevention of offences involving the use of arms in such area, it is necessary or or expedient so to do, it may by notification in the Official Gazette.—

(a) specify the limits of such area ;

(b) direct that before the commencement of the period specified in the notification (which period shall be a period commencing from a date not earlier than the fourth day after the date of publication of the notification in the Official Gazette) every person having in his possession in such area any arms of such description as may be specified in the notification (the arms so specified being hereafter in this section referred to as notified arms), shall deposit the same before such commencement in accordance with the provisions of section 21 and for this purpose the possession by such person of any notified arms shall, notwithstanding anything contained in any other provision of this Act (except section 41) or in any other law for the time being in force, as from the date of publication of such notification in the Official Gazette be deemed to have ceased to be lawful;

(c) declare that as from the commencement of and until the expiry of, the period specified in this behalf in the notification, it shall not be lawful for any person to have in his possession in such area any notified arms;

(d) authorise any such officer subordinate to the Centra Government or a State Government as may be specified in the notification:—

(i) to search at any time during the period specified in the notification any person in or passing through, or any premises in, or any animal or vessel or vehicle or other conveyance of whatever nature in or passing through, or any receptacle or other container or whatever nature in, such area if such officer has reason to believe that any notified arms are secreted by such person or in such premises or on such animal or in such vessel, vehicle or other conveyance or in such receptacle or other container;

(ii) to seize at any time during the period specified in the notification any notified arms in the possession of any person in such area or discovered through a search under sub-clause (i), and detain the same during the period specified in the notification.

(2) The period specified in a notification issued under sub-section (1) in respect of any area shall not, in the first instance, exceed ninety days, but the Central Government may amend such notification to extend such period from time to time by any period not exceeding ninety days at any one time if, in the opinion of that Government, there continues to be in such area such disturbance of public peace and tranquillity as is referred to in sub-section (1) or imminent danger thereof and that for the prevention of offences involving the use of arms in such area it is necessary or expedient so to do.

(3) The provisions of the Code of Criminal Procedure, 1973, relating to searches and seizures shall, so far as may be, apply to any search or seizure made under subsection (1).

(4) For the purposes of this section,—

(a) "arms" includes ammunition ;

(b) where the period specified in a notification, as originally issued under sub-section (1), is extended under sub-section (2), then, in relation to such notification, references in sub-section (1) to 'the period specified in the notification' shall be construed as references to the period as so extended.

24B. (1) Where the Central Government is satisfied that there is extensive disturbance of public peace and tranquillity or imminent danger of such disturbance in any area and that for the prevention of offences involving the use of arms in such area it is necessary or expedient so to do, it may, by notification in the Official Gazette—

(a) specify the limits of such area ;

(b) direct that during the period specified in the notification (which period shall be a period commencing from a date not earlier than the second day after the date of publication of the notification in the Official Gazette), no person shall carry or otherwise have in his possession any arms of such description as may be specified in the notification (the arms so specified being hereafter in this section referred to as notified arms) through or in any public place in such area ;

(c) authorise any such officer subordinate to the Central Government or a State Government as may be specified in the notification.

(i) to search at any time during the period specified in the notification any person in or passing through, or any premises in or forming part of, or any animal or vessel or vehicle or other conveyance of whatever nature, in or passing through, or any receptacle or other container of whatever nature in, any public place in such area if such officer has reason to believe that any notified arms are secreted by such person or in such premises or on such animal or in such vessel, vehicles or other conveyance or in such receptacle or other containe ;

(ii) to seize at any time during the period specified in the notification any notified arms being carried by or otherwise in the possession of any person, through or in a public place in such area or discovered throng a search under sub-clause (i), and detain the same during the period specified in the notification.

(2) The period specified in a notification issued under subsection (1) in respect of any area shall not, in the first instance, exceed ninety days, but the Central Government may amend such notification to extend such period from time to time by any period not exceeding ninety days at any one time if, in the opinion of that Government, there continues to be in such area such disturbance of public peace and tranquillity as is referred to in sub-section (1) or imminent danger thereof and that for the prevention of offences involving the use of arms in such area it is necessary or expedient so to do.

(3) The provisions of the Code of Criminal Procedure, 1973 relating to searches and seizures shall, so far as may be, apply to any search or seizure made under subsection (1).

(4) For the purposes of this section,—

(a) "arms" includes ammunition

(b) "public place" means any place intended for use by, or accessible to, the public or any section of the public; and

(c) where the period specified in a notification, as originally issued under subsection (1) is extended under subsection (2), then, in relation to such notification, references in subsection (1) to 'the period specified in the notification shall be construed as references to the period as so extended".

8. In section 25 of the principal Act,—

(a) for subsection (1), the following subsections shall be substituted, namely:—

(1) Whoever-

(a) manufactures, sells, transfers, converts, repairs, tests or proves, or exposes or offers for sale or transfer, or has in his possession for sale, transfer, conversion, repair, test or proof, any arms or ammunition in contravention of section 5; or

(b) shortens the barrel of a firearm or converts an imitation firearm into a firearm in contravention of section 6; or

(c) acquires, has in his possession or carries, or manufactures, sells, transfers, converts, repairs, tests or proves or exposes or offers for sale or transfer, or has in his possession for sale, transfer, conversion, repair, test or proof, any prohibited arms or prohibited ammunition in contravention of section 7; or

(d) brings into, or takes out of, India any arms or ammunition of any class or description in contravention of section 11, shall be punishable with imprisonment for a term which shall not be less than three years but which may extend to seven years and shall also be liable to fine.

(1A) Whoever has in contravention of a notification issued under section 24A in his possession or in contravention of a notification issued under section 24B carries or otherwise has in his possession, any arms or ammunition shall be punishable with imprisonment for a term which shall not be less than one year, but which may extend to five years and shall also be liable to fine.

(1B) Whoever—

(a) acquires, has in his possession or carrier any firearm or ammunition in contravention of section 3; or

(b) acquires, has in his possession or carries in any place specified by notification under section 4 any arms of sneb class or description as has been specified in that notification in contravention of that section ; or

(c) sells or transfers any firearm which does not bear the name of the maker, mannfacturer's nnmber or other identification mark stamped or otherwise shown thereon as required by subsection (2) of section 8 or does any act in contravention of subsection (1) of that section; or

(d) being a person to whom snb-clause (ii) or sub-clause (iii) of clanse (a) of snbsection (1) of section 9 applies, acquires, has in his possession or carries any firearm or ammnnition in contravention of that section; or

(e) sells or transfers, or converts, repairs, tests or proves any firearm or ammunition in contravention of clause (b) of subsection (1) of section 9; or

(f) brings into, or takes out of, India, any arms or ammunition in contravention of section 10; or

(g) transports any arms or ammnnition in contravention of section 12; or

(h) fails to deposit arms or ammnnition as required by subsection (2) of section 3, or subsection (1) of section 21; or

(i) being a mannfacturer of, or dealer in, arms or ammnnition, fails, on being required to do so by rnles made under section 44, to maintain a record or account or to makes therein all such entries as are required by such rules or intentionally makes a false entry therein or prevents or obstrncts the inspection of such record or account or the making of copies of entries therefrom or prevents or obstructs the entry into any premises or other place where arms or ammunition are or is mannfactured or kept or intentionally fails to exhibit or conceals snch arms or ammnnition or refnses to point out where the same are or is manufactured or kept,

shall be punishable with imprisonment for a term which shall not be less than six months but which may extend to three years and shall also be liable to fine;

Provided that the Court may for any adequate and special reasons to be recorded in the judgment impose a sentence of imprisonment for a term of less than six months.";

(b) for sub section (3), the following subsection shall be substituted, namely:—

"(3) Whoever sells or transfers any firearm, ammunition or other arms—

(i) without informing the District Magistrate having jnrisdiction of the officer-in-charge of the nearest police station, of the intended sale or transfer of that firearm, ammnnition or other arms; or

(ii) before the expiration of the period of forty-five days from the date of giving such information to such District Magistrate or the officer-in-charge of the police station,

in contravention of the provisions of clause (a) or clause (b) of the proviso to subsection (2) of section 5, shall be punishable with imprisonment for a term which may extend to six months, or with fine of an amount which may extend to five hundred rupees, or with both".

9. For section 26 of the principal Act, the following section shall be substituted, namely:—

"26 (1) Whoever does any act in contravention of any of the provisions of section 3, 4, 10 or 12 in such manner as to indicate an intention that such act may not be known to any public servant or to any person employed or working upon a railway, aircraft, vessel, vehicle, or any other means of conveyance shall be punishable with imprisonment for a term which shall not be less than six months but which may extend to seven years and also with fine.

(2) Whoever does any act in contravention of any of the provisions of section 5, 6, 7 or 11 in such manner as to indicate an intention that such act may not be known to any public servant or to any person employed or working upon a railway, aircraft, vessel, vehicle or any other means of conveyance, shall be punishable with imprisonment for a term which shall not be less than five years but which may extend to ten years and also with fine.

(3) Whoever on any search being made under section 22 conceals or attempts to conceal any arms or ammunition, shall be punishable with imprisonment for a term which may extend to ten years and also with fine".

10. In sections 27 and 28 of the principal Act, for the word, "or with fine, or with both;", the words "and with fine" shall be substituted.

11. In section 29 of the principal Act, for the words "six months, or with fine of an amount which may extend to five hundred rupees, or with both", the words "three years, or with fine, or with both" shall be substituted.

12. In section 30 of the principal Act, for the words "three months", the words "six months" and for the words "five hundred", the words "two thousand" shall be substituted.

13. In section 34 of the principal Act,—

(a) for the words and figures "Sea Customs Act, 1878", the words and figures "Customs Act, 1962" shall be substituted;

(b) for the word and figures "section 16", the word and figures "section 58" shall be substituted.

14. In sections 37 and 38 of the principal Act, for the words and figures "Code of Criminal Procedure, 1898", the words and figures "Code of Criminal Procedure, 1973" shall be substituted.

15. In section 41 of the principal Act, in clause (a), for the words "exempt any person or class of persons", the words and brackets "exempt any person or class of persons (either generally or in relation to such description of arms and ammunition as may be specified in the notification)" shall be substituted.

16. In section 44 of the principal Act,—

(a) in subsection (2), in clause (a), after the words "licensing authorities", the words "including the areas and the categories of arms and ammunition for which they may grant licences" shall be inserted;

(b) in subsection (3), for the words "two successive sessions, and if before the expiry of the session in which it is so laid or the session immediately following", the words "two or more successive sessions, and if, before the expiry of the session immediately following the session or the successive sessions aforesaid" shall be substituted.

ZAIL SINGH,
President.

Kerala Gazette No. 33 dated 16th August 1983.
PART I

Section iii

கேரள அரசு

சட்ட (சட்டமியற்றல்-எ) துறை

அறிவிக்கை

எண். 4397/சட்டமியற்றல்-எ 2/83/சட்டம்.

திருவனந்தபுரம், 1983 மார்ச் 22 / 1905 சைத்ரா 1.

கேரள மாநில சட்டமன்றப் பேரவையின் பின்வரும் சட்டம் பொதுத் தகவலுக்கென இதனால் பிரசுரிக்கப்படுகிறது. சட்டமன்றம் நிறைவேற்றிய மசோதாவிற்கு 1983 மார்ச் 21-ம் நாள் ஆளுநரின் ஒப்புதல் கிடைக்கப்பெற்றது.

ஆளுநர் ஆணைப்படி,
கெ. விஸ்வநாதன் நாயர்,
தனிச் செயலாளர் (சட்டம்).

The Kerala Appropriation Act, 1983 (Act 1 of 1983)

1983-ன் 1-வது சட்டம்

1983-ன் கேரள நிதி ஒதுக்கீடு சட்டம்

1982-83-ம் நிதியாண்டில் பணிகளுக்காக கேரள மாநில தொகு நிதியிலிருந்து மேலும் சில தொகைகளை நல்கவும் ஒதுக்கீடு செய்யவும் அதிகாரப்படுத்துவதற்கான ஒரு சட்டம்.

தோற்றுவாய்.—1982-83-ம் நிதியாண்டில் பணிகளுக்காக கேரள மாநில தொகுநிதியிலிருந்து மேலும் சில தொகைகளை நல்கவும் ஒதுக்கீடு செய்யவும் அதிகாரப்படுத்த தேவையாகி உள்ளபடியால்:

இது இந்தியக் குடியரசின் முப்பத்திநான்காவது வருடம் பின்வருமாறு சட்டமாக்கப்படட்டும் :

1. சுருக்கத்தலைப்பு.—இச்சட்டம் 1983-ன் கேரள நிதி ஒதுக்கீடு சட்டம் என்று அழைக்கப்படலாம்.

2. 1982-83-ம் நிதியாண்டில் கேரள மாநிலத் தொகுநிதியிலிருந்து ரூபாய் 3,65,84,52,400 வழங்கல்.—அட்டவணையின் (2)-வது கட்டத்தில் குறிப்பிடப்பட்ட பணிகள் மற்றும் நோக்கங்கள் சம்பந்தமாக 1982-83 நிதியாண்டில் நல்கவேண்டியதாகின்ற பல செலவுகளை செலுத்துவதற்காக அட்டவணையின் (3)-வது கட்டத்தில் குறிப்

பிடப்பட்ட தொகைகளுக்கு மிகாமல் மொத்தத் தொகையான முன்னூற்றி அறுபதைந்து கோடியே எண்பத்தி நான்கு லட்சத்து இருபத்திரண்டாயிரத்து நானூறு ரூபாய் கேரள மாநிலத் தொகுநிதியிலிருந்து நல்கப்பட்டுச் செலவிடப்படவும் செய்யலாம்.

3. ஒதுக்கீடு.—இந்தச் சட்டத்தினால் கேரள மாநில தொகுநிதியிலிருந்து நல்கவும் செலவிடப் படவும் அதிகாரப்படுத்தப்பட்ட தொகைகள் மேற்சொன்ன வருடம் சம்பந்தமாக அட்டவணையில் குறிப்பிடப் பட்ட பணிகள் மற்றும் நோக்கங்களுக்காக ஒதுக்கீடு செய்யப்படவேண்டும்.

அட்டவணை

(பிரிவுகள் 2 மற்றும் 3 பார்க்கவும்)

தேவை எண்	பணிகள் மற்றும் நோக்கங்கள்		மிகாத தொகைகள்		
			சட்டமன்றத்தால் வாக்களிக்கப் பட்டது	தொகுநிதியில் சுமத்தப்பட்டது	மொத்தம்
(1)	(2)			(3)	
			ரூபாய்	ரூபாய்	ரூபாய்
I	மாநில சட்ட மன்றப் பேரவை	வருவாய்	25,000	25,000	50,000
II	மாநிலத் தலைமையிடம், அமைச்சர்கள், தலைமையிட ஊழியர்கள்	வருவாய்	43,50,100	18,37,500	61,87,600
III	நீதி நிர்வாகம்	வருவாய்	5,71,200	3,95,000	9,66,200
V	வேளாண்மை வருமான வரி மற்றும் விற்பனை வரி	வருவாய்	21,26,700	3,200	21,29,900
VI	நிலவருவாய்	வருவாய்	1,17,57,000	..	1,17,57,000
VII	முத்திரையும் பதிப்பும்	வருவாய்	13,00,000	..	13,00,000
VIII	எக்சைஸ்	வருவாய்	..	17,900	17,900
IX	வாகனங்கள் மீது வரி	வருவாய்	80,800	..	80,800
X	கருவூலமும் கணக்கும்	வருவாய்	29,81,400	..	29,81,400
XI	மாவட்ட நிர்வாகமும் பலவகையும்	வருவாய்	20,47,100	..	20,47,100

XII	போலீஸ்	வருவாய்	300	..	300
XIII	சிறைகள்	வருவாய்	17,01,200	..	17,01,200
XV	பொதுப்-பணிகள்	வருவாய்	44,71,000	..	44,71,000
		மூலதனம்	14,18,100	54,600	14,72,700
XVI	ஓய்வூதியமும் பலவகையும்	வருவாய்	65,22,600	4,37,600	69,63,200
XVII	கல்வி, கலை, கலாச்சாரம்	வருவாய்	600	..	600
		மூலதனம்	31,89,300	66,200	32,55,500
XVIII	மருத்துவம்	வருவாய்	2,20,92,400	..	2,20,92,400
		மூலதனம்	..	5,87,600	5,87,600
XIX	குடும்பநலம்	வருவாய்	14,000	..	14,000
XXI	பொது சுகாதாரப் பொறியியல்	வருவாய்	7,83,000	..	7,83,000
		மூலதனம்	4,59,32,000	31,700	4,59,63,700
XXII	வீடமைப்பு	வருவாய்	31,68,000	..	31,68,000
		மூலதனம்	17,32,000	..	17,32,000
XXIII	நகரவளர்ச்சி	வருவாய்	15,00,000	..	15,00,000
		மூலதனம்	22,00,000	..	22,00,000
XXIV	தகவலும் பிரச்சாரமும்	வருவாய்	53,09,400	..	53,09,400
XXV	தொழிலாளர் நலம் மற்றும் வேலை வாய்ப்பு	வருவாய்	200	..	200
XXVI	ஹரிஜனநலம் உட்பட சமூகநலம்	வருவாய்	..	5,100	5,100
		மூலதனம்	300	..	300
XXVIII	கூட்டுறவு	மூலதனம்	9,99,800	..	9,99,800
XXIX	பலவகை பொருளாதாரப் பணிகள்	வருவாய்	12,00,000	..	12,00,000
		மூலதனம்	28,800	..	28,800
XXX	வேளாண்மை	வருவாய்	50,34,600	..	50,34,600
		மூலதனம்	34,71,200	1,08,400	35,79,600
XXXI	உணவு	மூலதனம்	100	..	100
XXXV	வனம்	வருவாய்	49,52,000	..	49,52,000

(1)	(2)		(3)		
			ரூபாய்	ரூபாய்	ரூபாய்
XXXVI	சமூகவளர்ச்சி	வருவாய்	300	..	300
		மூலதனம்	15,00,000	..	15,00,000
XXXVII	தொழில்கள்	வருவாய்	5,07,000	5,300	5,12,300
		மூலதனம்	1,17,50,300	43,900	1,17,94,200
XXXVIII	பாசனம்	வருவாய்	100	35,600	35,700
		மூலதனம்	78,200	30,05,400	30,84,200
XL	துறைமுகங்கள்	மூலதனம்	76,31,500	..	76,31,500
XLI	போக்குவரத்து	வருவாய்	15,00,000	..	15,00,000
		மூலதனம்	4,02,00,100	..	4,02,00,100
XLII	சுற்றுலா	வருவாய்	27,21,500	..	27,21,500
	பொதுக்கடன் திருப்பி அளிப்பு	மூலதனம்	..	3,44,46,39,600	3,44,46,39,600
XLV	பலவகைக்கடன்கள் மற்றும் முன் பணங்கள்	மூலதனம்	3,00,000	..	3,00,000
	மொத்தம்		20,71,52,800	3,45,12,99,600	3,65,84,52,400

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PART I

Section iv

GOVERNMENT OF KERALA

General Administration (Services-H) Department

NOTIFICATION

G.O. (P) No. 178/83/GAD. *Dated, Trivandrum, 19th July* 1983.

S.R.O. No. 1014/83.—In exercise of the powers conferred by sub-section (1) of section 2 of the Kerala Public Services Act, 1968 (19 of 1968) the Government of Kerala hereby make the following amendments to the Special Rules in respect of the Kerala Statistics and Economics Subordinate Service published under Notification G.O. (P) No. 78/78/GAD. dated the 31st January, 1978, as S.R.O. No. 131/78 in Part I of the Kerala Gazette No. 7 dated the 14th February, 1978, as subsequently amended, namely:—

AMENDMENTS

In the said rules, for the words "Bureau of Economics and Statistics" and for the words and mark "Bureau of Economics and Statistics", wherever they occur, the words "Department of Economics and Statistics" shall be substituted.

By order of the Governor,

P.K. UMASHANKAR,

Commissioner and Special Secretary to Government.

Explanatory Note

(This is not part of the Notification but is intended to indicate its general purport).

Based on the recommendation of the working group of the Committee to review the National Statistical system constituted by Government of India, Government as per G.O. (Rt.) No. 366/80/Plg. dated 8-8-1980 redesignated the Bureau of Economics and Statistics as Directorate of Economics and Statistics. The redesignation ordered does not give the meaning intended. Hence it has become necessary to amend the Special Rules for the Kerala Statistics and Economics Subordinate Service so as to redesignate the "Department as the "Department of Economics and Statistics". This amendment is intended to achieve the above object.

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PART I

Section iv

GOVERNMENT OF KERALA

Abstract

PUBLIC SERVICES—KERALA ENGINEERING SERVICE—RADIO AND ELECTRICAL BRANCHES—AMENDMENT TO SPECIAL RULES—ISSUED

PUBLIC WORKS DEPARTMENT

G. O. (P) No. 85/83/PW. Dated, Trivandrum, 2nd August 1983.

NOTIFICATION

S.R.O. No. 1015/83.—In exercise of the powers conferred by subsection (1) of section 2 of the Kerala Public Services Act, 1968 (19 of 1968), read with section 3 thereof, the Government of Kerala hereby make the following amendments to the Special Rules in respect of the Kerala Engineering Service (Radio and Electrical Branches) issued in G.O. (MS) No. 25/67/PW dated the 3rd February, 1967 and published in Part I of the Kerala Gazette No. 7 dated the 21st February, 1967, namely:—

AMENDMENTS

1. In the said Rules, in Part II, under the heading "Branch I—Radio,"—

(i) to sub-rule (b) of rule 2 the following proviso shall be added namely:—

"Provided that a ratio of 1:1 shall be followed between graduates and non-graduates for appointment to the post by transfer, without stipulation of cadre strength;"

(ii) in the Table under rule 3, for the entries in column (2) "Qualification" against item I "Recruitment by transfer" in column (1) the following shall be substituted, namely:—

"Must have rendered service as Assistant Engineer in the Radio Branch on duty for a period of not less than,

(a) Five years in case he is a Degree holder;

(b) Ten years in case he is a Diploma holder; and

(c) Fifteen years in case he is a Certificate holder."

2. These amendments shall be deemed to have come into force with effect from the 13th May, 1981.

By order of the Governor,
G. K. K. Panicker,
Special Secretary to Government.

Explanatory Note

(This does not form part of the Notification, but is intended to indicate its general purport).

In G.O. (MS) No. 93/81/PW&E dated 13-5-1981 Government have issued orders fixing a ratio of 1:1 between graduates and non-graduates for promotion to the post of Assistant Executive Engineer in the Radio Branch of the Public Works Department. Government propose to amend the Special Rules of the Kerala Engineering Service (Radio and Electrical Branches) issued in G.O. (MS) No. 25/67/PW. dated 3rd February 1967 by including this provision. This notification is intended to achieve this object.

To

The Chief Engineer (General), Trivandrum
The Secretary, Kerala Public Service Commission, Trivandrum (with C. L.)
The General Administration Department (Rules)—vide their U.O. No. 47959/Rules1/82/GAD dated 23-4-1982,
The General Administration Department (Services) (vide their U.O. No. 59896/SG2/83/GAD dated 1-6-1983)
The Law Department—(vide their U.O. No. 2028/Leg.B2/82/Law dated 6-2-1982).
The General Administration (SG) Department.
The Public Works (A) Department.

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PART I

Section iv

GOVERNMENT OF KERALA

Abstract

RULES—KERALA SERVICE RULES—RULE 1 UNDER THE HEADING 'SECTION 11 —SPECIAL CASUAL LEAVE'—APPENDIX VII KERALA SERVICE RULES—AMENDMENT ISSUED.

FINANCE (RULES) DEPARTMENT

G. O. (P) No. 381/83/Fin. Dated, Trivandrum, 8th July 1983.

Read:—1. O.M. No. 28018/3/78/Estt. (A) dated 6-8-1979 from the Government of India, Ministry of Home Affairs.

2. O.M. No. 28016/1/80-Estt. (1) dated 30-4-1981 from the Government of India, Ministry of Home Affairs.

3. Correspondence resting with Letter No. Co. ord. 11/12-28/Appx/90/833 dated 3-8-1982 from the Accountant General, Kerala, Trivandrum.

NOTIFICATION

S. R. O. No. 1016/83.—In exercise of the powers conferred by subsection (i) of Section 2 of the Kerala Public Services Act, 1968 (19 of 1968), read with Section 3 thereof, the Government of Kerala hereby make the following rules further to amend the Kerala Service Rules, namely :—

RULES

C. S. No. 424/83

1. *Short title and commencement.*—(i) These rules may be called the Kerala Service (Amendment) Rules, 1983.

(ii) They shall come into force at once.

2. *Amendment of the Rules.*— In the Kerala Service Rules, in Appendix VII "Rules relating to Casual Leave", under the heading 'Section II—Special Casual Leave', in rule 1,—

(1) for clause (vii), the following clause shall be substituted, namely: —

"(vii) (a), A male Government employee who undergoes Vasectomy Operation for the first time will be granted Special Casual Leave for a period not exceeding six working days. Intervening Sundays and closed holidays will be ignored while calculating the period of Special Casual Leave. Special Casual Leave for a period not exceeding 6 days will be granted for undergoing Vasectomy Operation for the second time also on production of a Medical Certificate from the prescribed Medical Authority to the effect that the first operation was a failure and that the second operation was actually performed.

(b) A female Government Servant who undergoes Sterilisation operation will be granted Special Casual Leave for a period not exceeding 14 days.

Provided that Special Casual Leave for undergoing tubectomy operation for the second time will be granted only on production of a medical certificate from the prescribed medical authority to the effect that the first operation was a failure and that the second operation was actually performed.

(c) A male Government Servant whose wife undergoes a Gyno-Sterilisation (Tubectomy Operation without delivery) will be granted Special Casual Leave for a period not exceeding 7 days subject to production of a medical certificate from the medical officee who actually performs the operation.

(d) An Officer undergoing treatment due to complication arising from Sterilisation Operation shall be granted Special Casual Leave to cover the period of such treatment based on the Certificate of the medical authority.

Provided that if the Government Servant is not hospitalised the period of Special Casual Leave granted will be limited to 7 days in the case of male officers and 14 days in the case of female officers".

(2) In clause (viii), the following sentence shall be added at the end, namely:—

"Special Casual Leave will be granted on the day of I.U.C.D.—re-insertion also";

(3) Clause (x) shall be re-numbered as clause (x-a) and after clause (x-a) as so renumbered, the following clauses shall be inserted, namely:—

"(x-b) Female Government employees who undergo salpingectomy operation after Medical Termination of Pregnancy (MTP) may be granted Special Casual Leave for a period not exceeding 14 days.

(x-c) Male Government employees whose wives undergo tubectomy/salpingectomy operation after Medical Termination of Pregnancy (MTP) may be granted special casual leave upto 7 days subject to the production of medical certificate stating that their wives have undergone tubectomy/salpingectomy operation after medical termination of pregnancy. It shall not be necessary to state in the certificate that the presence of the Government employee is required to look after the wife during her convalescence".

(4) for sub-clause (iii) of clause (xii), the following sub-clause and Note shall be substituted, namely:—

"(iii) The period of absence in excess of the period of Special Casual Leave as admissible under sub-clause (i) shall be treated as regular leave of the kind admissible under the leave rules applicable to the officer or ordinary casual leave as applied for by the officer.

"*Note*:—Special Casual Leave granted under clauses (vii) to (xii) under the Family Welfare Programme may be suffixed as well as prefixed to regular leave or casual leave. However, Special Casual Leave should not be allowed to be prefixed or suffixed both to regular leave and casual leave. The intervening holidays and/or Sundays may be prefixed/suffixed to regular leave, as the case may be."

By order of the Governor,

P. C. Joseph,

Additional Secretary to Government.

Explanatory Note

(This does not form part of the notification, but is intended to indicate its general purport).

This amendment is indended to incorporate the contents of the Government of India decision contained in the O. M. No. 28018/3/78/Estt. (a) dated 6-8-1979 and O. M. No. 28016/1/80/Estt. (A) dated 30-4-1981, in the Kerala Service Rules.

To

The Accountant General, Kerala, Trivandrum.
All Heads of Departments and Offices.
All Departments (All Sections) of the Secretariat.
The Secretary, Kerala Public Service Commission, Trivandrum, (with C. L.)
The Registrar, High Court of Kerala, Ernakulam (with C. L.)

The Registrars, University of Kerala/Cochin/Calicut (with C. L.)
The Advocate General, Ernakulam (with C. L.)
The Secretary, Kerala State Electricity Board, Trivandrum (with C. L.)
The General Manager, Kerala State Road Tranport Corporation, Trivandrum (with C. L.)
The Secretary to Governor
The Private Secretaries to the Chief Minister and other Ministers.
The Under Secretary to the Chief Secretary.
The Private Secretary to the Leader of Opposition.

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PART I

Section iv

GOVERNMENT OF KERALA

General Administration (Services H) Department

NOTIFICATION

G. O. (P) No. 181/83/GAD. *Dated, Trivandrum, 19th July* 1983.

S. R.O. No. 1017/83.—In exercise of the powers conferred by subsection 1 of section 2 of the Kerala Public Services Act, 1968 (19 of 1968), the Government of Kerala hereby make the following amendment to the Special Rules in respect of the Kerala Statistics and Economics Subordinate Service published under Notification G.O. (P) No. 78/78/GAD. dated the 31st January, 1978 as S. R. O. No. 131/78 in Part I of the Kerala Gazette No. 7 dated the 14th February, 1978, as subsequently amended namely:—

Amendment

In the said rules, in rule 2, against category "6. Draftsmen (Lower Division)" in column (1), in the existing entries under "Qualifications" in column (3) for the abbreviation "KGTE", the abbreviations "KGTE/KGCE", shall be substituted.

By order of the Governor,

P. K. Umashankar,
Commissioner and Special Secretary to Government.

Explanatory Note

(This does not form part of the notification, but is intended to indicate its general purport.)

The Director of Technical Education has informed Government that the Kerala Government Certificate Examination in Engineering subjects are now conducted by him. Formerly this was Kerala Government Technical Examination (K. G. T. E.). So for posts for which among qualifications K. G. T. E. is being accepted now, K.G.C.E., which is equivalent to K G.T.E. is not considered. Hence it is proposed to include K. G. C. E. also to all posts for which K. G. T. E. is prescribed now as the minimum qualification. This amendment is intended to achieve the above object.

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PART I **Section iv**

GOVERNMENT OF KERALA

Abstract

KERALA TREASURY CODE VOLUME I AND II—AMENDMENT TO RULE 210 (2) (c) AND FORM TR. 73—ORDERS ISSUED.

FINANCE (S. L.) DEPARTMENT

G. O. (P) No. 385/83/Fin. **Dated, Trivandrum, 11th July 1983.**

Read:—1. Letter No. Tech. 1 (1) 6713/77 dated 7.·.1979 and 31-10-1981 and 14-7-1982 from the Director of Treasuries, Trivandrum.

2. Letter No. Co. ord VI/17-46/XXXVI/440 dated 5-2-1932 from the Accountant General.

NOTIFICATION

S. R. O. No.1018/83.—In exercise of the powers conferred by clause (2) f Article 283 of the Constitution of India, the Governor of Kerala hereby makes the following rules further to amend the Kerala Treasury Ru ., namely:—

RULES

G. S. No. 8/83/Fin. *dated 11th July* 1983.

1. *Short title and commencement.*—(1) These rules may be called the Kerala Treasury (Amendment) Rules, 1983.

(2) They shall come into force at once.

2. *Amendment of the Rules.*—In the Kerala Treasury Rules,—

(1) in rule 210, for clause (2) of sub rule(2) the following clause shall be substituted, namely:—

"(c) The Treasury Officer shall use a book of counterfoil forms in Form TR 73 for communicating to drawing officers objections raised in the course of pre-audit of bills and other claims. Such objections shall not be written as

endorsement on the bills themselves. A list of objections that are commonly found necessary to be raised in the course of pre-audit of bills and other claims is furnished in Appendix 27.

When a bill or other claim is to be objected, the relevant item of objection in Appendix, 27 should be fully written up in the original and counterfoil of Form TR. 73 in the blank space above the space for signature of the Treasury Officer. The list in Appendix 27, is not exhaustive. If the objection to be raised is one not included in Appendix 27, that may also be written fully with the relevant authority for the objection in the blank space above the space for the signature of the Treasury Officer", (2) after Appendix 26, the following shall be inserted as Appendix 27, namely:—

"Appendix 27

[*See* rule 210 (2) (c)]

LIST OF OBJECTIONS THAT MAY HAVE TO BE COMMONLY RAISED FROM THE TREASURIES IN THE COURSE OF PRE-AUDIT OF BILLS OF OTHER CLAIMS

PART A

List of Objections Applicable Generally to All Claims

1. The bill is not prepared in the prescribed form. It should be in Form No............[Rule 163 (b)].

2. The bill does not contain all the required details. The following details are wanting.

The nature of claim/amount claimed/period to which the claim relates/details of orders sanctioning the charge/authority for the deductions made/major head, minor head, sub-head and detailed account head to which the charge or each part of it is debitable/the allocation of charge between Governments and Department (including the Central Government)—[Rule 163 (a)].

3. The spaces left blank in the money columns and the column for particulars is not covered by oblique lines—[Rule 163 (c)].

4. The protective note (that is a note to the effect that the amount of the bill is below a specified amount in whole rupees) is not furnished and /or is not in red ink (in words and figures)—[Rule 163 (c)].

5. The bill contains erasures. No bill or other documents containing erasures shall be presented at the treasury—[Rule 163 (d)].

6. The correction/alteration of the total amount/amount payable is not attested by the dated full signature of the drawing officer [Rule 163 (d)].

7. The charges included in the bill are debitable to more than one major head of account. Separate bills may be prepared for the amount debitable to each major head-[Rule. 163 (e)].

8. The bill/the endorsement on the bill/the acquittance on the bill, has not been signed by the Officer-[Rule 163 (e), 163 (g)].

9. The bill is signed by somebody other than the head of the office "for the head of the office". The authorisation given under sub-rule (g) of rule 163 has not been received in the treasury-[Rule 163 (g)].

10. The bill requires counter signature by the controlling officer-[Rule 163 (h)].

11. The claimant has acknowledged the amount on a date prior to the date of countersignature. A second acquittance is, therefore necessary (Note below)-[rule 163 (h)].

12. The copy of the sanction order attached to the bill has not been certified to be a true copy by the drawing officer-[Rule 163 (i)].

13. The deduction made in the bill towards General Provident Fund/Life Insurance Corporation advance is not supported by the relevant schedule giving full details of the deductions-[Rule 163 (l)].

14. The amount deducted in the bill towards .... does not tally with the amount in the relevant schedule of deduction attached to the bill.

15. The application for draft in the prescribed form may be attached for the amount payable by draft [Rule 163 (n)].

16. The amounts covered by the applications for drafts do not tally with the amount payable by draft as shown in the bill.

17. Necessary Money Order Form may be filled in (except for the date and signature of the Treasury Officers) and attached to the bill for the amounts payable by Money Order-[Rule 163 (o)].

18. The amount payable by money order as shown in the bill does not tally with the amount shown in the money order form.

19. The endorse has not given final acquittance on the bill before endorsing it to the Bank/messenger for collection. Therefore the endorsement in favour of the bank/messenger constituted a second endorsement which is not permissible on non-negotiable instruments like this-[Rule 163 (q)].

20. A stamped acquittance is required in the bill [Rule 163 (s) and Notes thereunder].

21. The signature of the drawing officer does not tally with the specimen signature filed in the treasury-[Rule 163 (t)].

22. Attested specimen signature of drawing officer/controlling officer has not been filed in the treasury. The enclosed specimen signature card may be duly filled in and returned [Rules 25 and 163 (t)].

23 The bill may be presented along with the Treasury bill book of the office.

24. As the Financial year is over, a fresh Treasury bill book has to be brought in to use.

25. Columns (11) to (13) of the Treasury bill book have not been filled up and signed in respect of the bills previously passed by the Treasury.

26. The signature of the drawing officer given in the Treasury bill book [on the facing sheet and in Columns (6) and (13) of other pages] does not tally with the specimen signature filed in the treasury.

27. Instruction 11 in the Treasury bill book is not seen followed when there was change of incumbent in the post of drawing officer.

28. The claim is barred by limitation and requires special sanction from Government and pre-audit by the Accountant General (Article 56 Kerala Financial Code Volume I).

29. The claim requires pre-audit by the Accountant General as it is not preferred within 2 years of its becoming due. [Article 52 (a) Kerala Financial Code Volume I].

30. The amount shown in words and that shown in figures differ.

31. Want of communication of budget appropriation by the Controlling Officer.

32. There is no balance under the detailed head to which the claim relates, as per the appropriation Central Register maintained at the treasury. Necessary reconciliation may be effected.

33. The details of appropriation and progress of expenditure are not filled up in the space provided for it in the bill form.

PART B

List of Additional Objections in Respect of Personal Claims of Gazetted Officers (This List is not Exhaustive)

1. Want of Last Pay Certificate/Treasury copy of the Last Pay Certificate/Certificate from competent authority regarding filing of health certificate under rule 13 of Part I Kerala Service Rules. [Rules 19 and 164 (b)].

2. Want of pay slip/leave salary certificate from the Accountant General/Certificate of controlling officer in Form TR. 112 (Rule 164 and the notes thereunder).

3. Want of certificate from the head of the Office in support of the claim for special pay/allowance/honorarium as prescribed in sub-rule. (d) of rule 164.

4. The bill cannot be endorsed to anybody other than a well known Banker or Agent holding power of attorney. The endorsement in the name of Sri................in the bill is not permissible as no power of attorney in his name has been registered in the treasury. If he is only a messenger, the endorsement may be cancelled, final quittance given on the bill and a separate letter of authority furnished to the treasury. (Rules 165 (a) and 166).

5. Reason for part month's claim may be furnished in the bill (Article 75 (d) of Kerala Financial Code).

6. Want of copy of report of transfer of charge (Article 81 (a) of Kerala Financial Code).

7. Want of life certificate (Rule 167 (a) and the notes thereunder).

8. A sum of Rs........... is due to the Kerala Financial Enterprises Ltd., as per their requisition No.........dated............ The amount with the required money order commission may be deducted from the bill and a money order form duly filled in (except for the date and signature of the Treasury Officer) may be attached.

9. A certificate to the effect that the Officer is not occupying any Government quarters either free of rent or on payment of a rent equal to 10% of pay or the standard rent whichever is less has to be furnished in support of the claim for House Rent Allowance.

PART C

List of Additional Objections in Respect of Establishment Pay Bills (The List is not Exhaustive)

1. Want of Last Pay Certificate/Certificate of Head of Office for having filed the health certificate under rule 13 of Kerala Service Rules Part I in respect of Sl. No.............included in the bill.

2. Want of details of the Government Orders sanctioning temporary establishment (such as No. and date of the order and the period upto which the present sanction exists) or certificate of the controlling officer in form T.R. 113. (Rule 169 (b) and the note thereunder).

3. Want of certificate prescribed in rule 171 (only in respect of bill from which names of Government servants for whom pay is claimed are omitted from the bill).

4. Want of note in red ink to the effect that the increment is sanctioned and has been noted in the service books against Sl. Nos......... included in the bill (Rule 175).

5. Want of separate bills for the arrear claims and ordinary monthly claims (Rule 176).

6. Want of certificate to the effect that a note of the arrear bill has been made in the office copies of the original bills for the period to which the claim relates (Rule 176).

7. Certificate to the effect that the Government Servants for whom House Rent Allowance is claimed in the bill were not occupying any Government Quarters either free of rent or on payment of a rent equal to 10% of their pay or the standard rent whichever is less is wanting.

8. Certificate to the effect that the fact of surrender of Earned Leave has been recorded in the service book of the incumbent concerned specifying the scheme under which the surrender is accepted and that one year has elapsed after the previous surrender of Earned Leave under the same scheme is wanting.

9. The number and date of sanction order and the authority who sanctioned, has not been specified in the claim for the special pay/allowance newly sanctioned as required in rule 176.

PART D

List of Additional Objections Applicable to T.A. Bills (Both to Gazetted Officers and Establishment) (The List is not Exhaustive)

1. The Headquarters and pay of the claimant/claimants are not shown in the bill in the space provided. The correctness of the mileage and Dearness Allowance claimed cannot be determined without the above information.

2. The instruction number........on the bill form is not seen adhered to in preparing the bill.

3. Certificate No........ printed on the bill form which is necessary in support of the claim for journeys/halts has not been furnished by the claimant.

4. The space for memorandum of appropriation and expenditure provided in the bill form has not been filled up.

5. The number and date of sanction order and the authority by whom it was issued may be specified in the bill in respect of the journeys/halts performed beyond the sphere of duty of the officer (Rule 48 Part II Kerala Service Rules and Rule 163 (i) Kerala Treasury Code).

6. Proportionate Permanent Travelling Allowance has not been deducted as required in Rule 54, Part II Kerala Service Rules for days on which mileage allowance is claimed.

7. The claim relates to journeys performed by the Officer while he was under the jurisdiction of another controlling officer. A certificate of correctness of the claim has to be furnished by the previous controlling officer under Rule 168 (e) Kerala Treasury Code and his present controlling officer has to countersign the bill for payment at

the new station. The countersignature of the previous controlling officer can be treated only as a certificate of correctness of claim under Rule 168 (e) Kerala Treasury Code and the bill cannot be treated as properly countersigned unless it is passed for payment by the present controlling officer.

8. The claim contained in the bill is time barred. The copy of sanction from the Government should be attached.

9. Allotment letter not received in the treasury (Rule 424).

10. The balance of allotment communicated to the treasury is not sufficient to cover this expenditure (Rule 444).

PART – E

List of Additional Objections that may be Applicable to Contingency Bills, Grants in Aid or other Miscellaneous Bills, Refund Bills etc.
(The List is not Exhaustive)

1. Sub vouchers are attached for payments exceeding Rupees hundred and above [Rule 187 (e)].

2. The sub vouchers attached to the bill are not passed for payment by the drawing officer (Rule 431).

3. The sub vouchers are not duly stamped [Rule 430 (a) fourth para].

4. The reason why payment is not made in the form of endorsed contingent bill or bank draft for individual claims exceeding Rupees Fifty may be specified in the bill [Rule 188 (viii) Kerala Treasury Code and Article 112 (a) of Kerala Financial Code Volume I].

5. The treasury advice in Form TR. 105 has not been received.

6. The treasury advise received is not in the prescribed Form TR. 105.

7. The bill is endorsed jointly in favour of two or more persons. As the treasury cannot make payment to more persons that one on a single voucher, the amount payable to each individual may be decided by the drawing officer and separate bills may be caused to be presented at the Treasury for the amount payable to each.

8. Details of original credit are not furnished in the bill (in respect of bills for refund of revenue and refund of deposits).

9. Details of original credit furnished do not appear to be correct as there are no such credits in the treasury accounts.

10. The balance of credit in the treasury is not sufficient to meet this charge.

11. The payee is illiterate. Arrangements may be made to introduce him to, and attest his thumb impression by, a person well known to the treasury ie. a person whose identity can be verified from the treasury records [Note 2 below Rule 163 (q) Kerala Financial Code].

12. Allotment letter not received in the treasury (Rule 444).

13. The balance of allotment communicated to the treasury is not sufficient to cover this expenditure (Rule 444 Kerala Treasury Code).

PART–F

List of Additional Objections in Respect of Cheques (The List is not Exhaustive)

1. The details of the new cheque book brought into use has not been communicated to the treasury (Rule 24).
2. The cheque leaf used is not from the cheque book notified by the officer to have been brought into use to be drawn on this treasury (Rule 240)
3. There is no balance at the credit of the office/depositor (Rule 257).
4. The validity of the cheque has expired [Rule 245 (b)] It may be returned to the drawing officer and a fresh cheque obtained (Rule 249).
5. The payment of the cheque has been stopped (Rule 250).
6. The drawing officer has not been authorised by the Accountant General to draw cheques on this treasury [Rule 239 (a)] .

By order of the Governor,

P. Sahadevan,

Additional Secretary to Government.

Explanatory Note

(This is not a part of the amendment, but is intended to indicate its general purport).

The existing provisions in Rule 210 (2) (e) of Kerala Treasury Code Volume I, requires that the objections noticed by the treasury in the Course of pre-audit of bills and other claims should be communicated in Form TR 73, that the drawing officer should furnish his reply on the third foil of the said form and that the reply so received should be pasted on the corresponding origiual copy in the book of objections.

2. The list of objections now printed on the reverse of Form TR 73 is not exhaustive enough to suit the present needs. It has, therefore, become necessary to revise the form. There are several kinds of bills and it is difficult and inconvenient to furnish a complete list of all objections that are likely to be raised on all kinds of bills on the reverse of Form TR 73. All items of objections may not be required in all cases. Each objection bill may contain only one or two items of irregularities. It will, therefore, be more advisable to give a standard list of objections as a new appendix to the Kerala Treasury Code and revise Form TR 73 leaving blank space to insert the required objections in manuscript.

3. The existing provision in the rule 210 (2) (c) is that the drawing officer should furnish reply to the objections in the third foil and such replies should be pasted to the original copy of the objections, has been found to be impracticable to follow strictly. In several cases when objections are raised on a bill, the drawing officers concerned are likely to revise the claim and send fresh bills to the treasury in which case the treasury will not be able to notice that some objections were raised in respect of such claims at all. In some other cases, especially in respect of bills endorsed to private parties, the bills are received back after curing the objections but without returning the third foil of the objection slip on the plea that the objection slip was lost or mislaid. In the circumstances, it appears better that the existing provision requiring the pasting of the reply in the third foil of the objection slip to original copy is eliminated from the rules. This has necessitated some changes to the relevant rules in Kerala Treasury Code and hence this amendment.

To

The Accountant General, Kerala, Trivandrum.
All Heads of Departments and Offices.
All Departments (All Sections) of the Secretariat.
The Secretary, Kerala Public Service Commission Trivandrum (with C.L.)
The Registrar, High Court of Kerala, Ernakulam. ,,
The Registrars, University of Kerala/Cochin/Calicut ,,
The Advocate General, Ernakulam. ,,
The Secretary, Kerala State Electricity Board Trivandrum. ,,
The General Manager, K.S.R.T.C., Trivandrum. ,,
The Secretary to Governor.
The Private Secretaries to the Chief Minister and other Ministers
The Under Secretary to the Chief Secretary.
The Private Secretary to the Leader of Opposition.

FORM T. R. 79

[*See* Rule 210 (c)]

OBJECTIONS RAISED ON PRE-AUDIT OF BILLS BY THE TREASURY

Pre-audit No	(To be retained by the drawing officer)	(Please return this with the reply)
.... (Station)	Pre-audit No. ....(Station)	Pre-audit No. .... (Station) ....
Dated..................19..........	Dated,..............19	No. ....
To	To	To
The........	The........	The Treasury Officer.
The accompanying bill for Rs.......... on account of .... is objected to for the reason stated below. Please rectify the mistakes and return the bill.	The accompanying bill for Rs. .... on account of .... is objected to for the reason stated below. Please rectify the mistake and return the bill.	Sir,
Reason:	Reason:	
Treasury Officer	*Treasury Officer*	*Drawing Officer.*

GOVERNMENT OF KERALA

Home (C) Department

NOTIFICATION

G.O.Rt. No. 1871/83/Home. *Dated, Trivandrum, 16th July* 1983.

S.R.O.No.1020/83.—In exercise of the powers conferred by subsection 8 of section 24 of the Code of Criminal Procedure. 1973 (Central Act 2 of 1974), the Government of Kerala hereby appoint Sri P. Velayudhan, Advocate, Palghat, as Special Public Prosecutor, for the conduct of prosecution in Crime No. 301/81 of the Mannarghat Police Station.

By order of the Governor,

N. KALEESWARAN,

Commissioner & Special Secretary to Government.

Explanatory Note

(This does not form part of the notification but is intended to indicate its general purport.)

Government consider it necessary in public interest to appoint a Special Public Prosecutor for the conduct of prosecution in Crime No. 301/81 of Mannarghat Police Station. It is proposed to appoint Shri P. Velayudhan, Advocate, Palghat who is qualified for such appointment under sub section (8) of section 24 read with sub section 9 of the said section of the Code of Criminal Procedure, 1973. The Notification is intended to achieve the above object.

Kerala Gazette No. 33 dated 16th August 1983.
PART I

Section iv

GOVERNMENT OF KERALA

Local Administration and Social Welfare (G) Department

NOTIFICATION

G.O. (MS.) No. 94/83/LA&SWD. *Dated, Trivandrum, 29th July* 1983.

S.R.O. No. 1019/83.—Under sub section (5) of section 12 of the Town Planning Act, 1108 (IV of 1108), the Government of Kerala hereby notify that under subsection (3) of the said section, the Government have sanctioned the Detailed Town Planning Scheme for Peroorkada Area. The Government Order sanctioning the scheme is hereby published as required by sub-section (5) of the said section. The scheme will be open to inspection of the public at the office of the Trivandrum Development Authority, Trivandrum, during office hours for a period of one month from the date of publication of this notification in the Gazette.

By order of the Governor,
M.S. K. Ramaswamy,
Special Secretary to Government.

Explanatory Note

(This does not form part of the notification but is intended to indicate its general purport).

The Secretary, Trivandrum Development Authority has forwarded a draft Detailed Town Planning Scheme for Peroorkada area, Trivandrum for sanction under section 12 (2) of the Town Planning Act 1108. The Chief Town Planner has recommended the scheme for sanction. Government have examined the scheme in detail and are pleased to sanction the scheme as laid down under section 12 (3) of the Town Planning Act. This notification is intended to achieve the above purpose.

GOVERNMENT OF KERALA

Abstract

KERALA BUILDINGS (LEASE AND RENT CONTROL) ACT, 1965—ENFORCEMENT IN ARYAD PANCHAYAT—ORDERS ISSUED.

PUBLIC WORKS (E) DEPARTMENT

G. O. (Ms.) 82/83/PW. *Dated, Trivandrum, 27th July* 1983.

NOTIFICATIONS

(i)

S. R. O. No. 1021/83.—Whereas the Aryad Panchayat has in its resolution No. II dated the 18th December, 1981 requested that the provisions of the Kerala Buildings (Lease and Rent Control) Act, 1965 (2 of 1965) shall be applied to that Panchayat area;

Now, therefore, in exercise of the powers conferred by subsection (3) of section 1 of the Kerala Buildings (Lease and Rent Control) Act, 1965 (2 of 1965), the Government of Kerala hereby apply all the provisions of the said Act to the Aryad Panchayat area in the Alleppey District with effect from the date of publication of this notification in the Gazette.

(ii)

S. R. O. No. 1022/83.—In exercise of the powers conferred by sub-section (1) of section 3 of the Kerala Buildings (Lease and Rent Control) Act, 1965 (2 of 1965), the Government of Kerala hereby appoint the Munsiff, having jurisdiction over the Aryad Panchayat area in the Alleppey District, to be the Rent Control Court for the said area with effect from the date of publication of this notification in the Gazette.

(iii)

S. R. O. No. 1023/83.—In exercise of the powers conferred by sub-section (2) of section 3 of the Kerala Buildings (Lease and Rent Control) Act, 1965 (2 of 1965), the Government of Kerala hereby appoint the Tahsildar, having jurisdiction over the Aryad Panchayat area in the Alleppey District, to be the Accommodation Controller for the said area, with effect from the date of publication of this notification in the Gazette.

(iv)

S. R. O. No. 1024/83.—In exercise of the powers conferred by clause (a) of subsection (1) of section 18 of the Kerala Buildings (Lease and Rent Control) Act, 1965 (2 of 1965), the Government of Kerala hereby confer on the Subordinate Judge or the Principal Subordinate Judge, as the case may be, having jurisdiction over the Aryad Panchayat area in the Alleppey District, the powers of the Appellate Authority for the purposes of the said Act in the said area with effect from the date of publication of this notification in the Gazette.

By order of the Governor,
C. K. K. PANICKER,
Special Secretary to Government.

Explanatory Note

(This does not form part of the above notifications, but is intended to indicate their general purport.)

The Aryad Panchayat in the Alleppey District has in its Resolution No. II dated the 10th December 1981 requested Government to extend the provisions of the Kerala Buildings (Lease and Rent Control) Act, 1965 (2 of 1965) to its area. Under section 1 (3) of the said Act, Government can extend the provisions of the Act to any area of the State by a notification in the Gazette, provided that such notification shall be supported by a resolution passed by the local authority of the area affected by the notification. The above notifications are to achieve the above purpose and issued on the request of the Panchayat concerned.

Kerala Gazette No. 33 dated 16th August 1983.
PART I

Section iv

GOVERNMENT OF KERALA

Transport, Fisheries and Ports (Transport C) Department

NOTIFICATION

No. 15735/TC2/83/TF&P. *Dated, Trivandrum, 29th July* 1983.

S.R.O. No. 1025/83.—Whereas representation has been received by Government from the Stage Carriage Operator Shri K. Sreedharan Nair, Mandothe, Kozhikode that the arrears of vehicle tax for the quarter ended on the 31st March, 1982, 30th June, 1982, 30th September, 1982 and 30th June, 1983 in respect of the Stage Carriage bearing Registration Number KLP. 5238 could not be remitted within the prescribed period due to financial strain and that permission may be granted to remit the arrears of vehicle tax in respect of this vehicle in twenty monthly instalments;

And whereas, the Government are convinced that circumstances existed that the operator of the said stage carriage could not remit the arrears of vehicle tax in respect of the said stage carriage ordinarily kept for use in the State for the quarter ended on the 31st March 1982, 30th June, 1982, 30th September, 1982 and 30th June 1983 due to financial strain;

And whereas, the Government are convinced that non-operation of the said stage carriage due to non-payment of tax would cause great inconvenience to the travelling public;

And whereas, the Government consider it necessary in public interest to permit the stage carriage operator to remit the arrears of vehicle tax for the quarter ended on the 31st March, 1982, 30th June, 1982 and 30th September, 1982 in respect of the said stage carriage in ten equal monthly instalments; and to remit the tax for the quarter ended on the 30th June, 1983 on or before 30th June 1983;

Now, therefore, in exercise of the powers conferred by section 22 of the Kerala Motor Vehicles Taxation Act, 1976 (19 of 1976), read with rule 5 of the Kerala Motor Vehicles Taxation Rules, 1975, the Government of Kerala hereby order that the arrears of vehicle tax for the quarter ended on the 31st March, 1982 30th June, 1982 and 30th September, 1982 in respect of the said stage carriage ordinarily kept for use in the State shall be paid in ten equal monthly instalments beginning from 1st July, 1983 and the vehicle tax for the quarter ended on 30th June, 1983 shall be paid on or before 30th June, 1983 together with additional tax payable under section 12 of the Kerala Motor Vehicles Taxation Act, 1976 read with the Notification (5) No. 33942/TC2/75-5/PW. dated the 29th September, 1975 published as S. R. O. No. 876/75 in the Kerala Gazette Extraordinary No. 572 dated the 29th September, 1975.

By order of the Governor,

V. A. Augustine,
Additional Secretary to Government.

G. 1224.

[P.T.O.]

Explanatory Note

(This is not part of the notification, but is intended to indicate the main purpose of the issue of the notification.)

Government have received representation from the Stage Carriage Operator as shown in the notification requesting instalment facility for payment of vehicle tax for the quarter ended 31st March, 1982, 30th June, 1982, 30th September, 1982 and 30th June, 1983 due to financial strain;

Government are convinced of the position and in public interest, grant instalment facility for payment of tax as otherwise the vehicle might be put out of operation for non-payment of tax causing great inconvenience to the travelling public.